

## **PLAINTIFF EXHIBIT 13**

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

CITY OF CHICAGO, a municipal )  
corporation, and former )  
Chicago Police Officers )  
ANTHONY MASLANKA, WILLIAM )  
MOSER, JOHN E. BYRNE, LOUIS )  
CAESAR, JOHN PALADINO, HENRY )  
R. LEJA, JEROME RUSNAK, )  
VICTOR BRESKA, SUSAN McCANN )  
as Special Representative )  
for ESTATE OF PHILLIP )  
COLLINS, PAM O'MARA as )  
Special Representative for )  
ESTATE OF JOHN O'MARA, and )  
ESTATE OF JON BURGE, )  
) )  
Defendants. )

The video recorded remote deposition of JOHN PALADINO, via Zoom, called by the plaintiff for examination, pursuant to notice, and pursuant to the Rules of Civil Procedure for the District Courts of the United States, taken before Patricia A. Dusing, a Certified Shorthand Reporter within and for the State of Illinois, on the 16th day of June, 2022, at 10:00 A.M.

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<p>Page 2</p> <p>1 REMOTE APPEARANCES:  2 ACTION INJURY LAW GROUP, LLC  3 BY: MR. CARLTON ODIM  4 MR. ANDREW M. STROTH  5 191 North Wacker Drive, Suite 2300  6 Chicago, Illinois 60606  7 844-878-1529  8 carlton@actioninjurylawgroup.com  9 LATHROP GPM LLP  10 BY: MR. WILLIAM BECK  11 MR. JACKSON R. HOBBS  12 2345 Grand Boulevard, Suite 2200  13 Kansas City, Missouri 64108  14 816-460-5629  15 bbeck@lathropgpm.com  16 Appeared on behalf of Plaintiff;  17  18 MICHALIK REITER BURNS LLP  19 BY: MR. TERRENCE M. BURNS  20 311 South Wacker Drive, Suite 5200  21 Chicago, Illinois 60606  22 312-982-0090  23 tburns@reiterburns.com  24 Appeared on behalf of Defendant  City of Chicago;    HALE &amp; MONICO LLC  BY: MS. JENNIFER BITOY  53 West Jackson Boulevard, Suite 330  Chicago, Illinois 60604  312-341-9646  jbitoy@halemonico.com    Appeared on behalf of Defendant  Officers.  ALSO PRESENT:  Mr. Lucas Schroeder, Videographer  - - - -</p>	<p>Page 4</p> <p>1 THE VIDEOGRAPHER: We are on the record at 15  2 UTC, June 16th, 2022. Audio and video recording  3 will continue to take place until all parties agree  4 to go off the record. Please note that microphones  5 are sensitive and may pick up whispering and  6 private conversations.  7 Private conversations and/or  8 attorney-client interactions should be held outside  9 the presence of the remote interface. The purpose  10 of creating a witness only video recording the  11 witness is spotlighted or locked on all video  12 screens while on speaker view.  13 We ask that the witness not  14 remove the spotlight setting during the deposition  15 as it may cause other participants to appear on the  16 final video.  17 For anyone who does not want the  18 witness to take up a large part of your screen, you  19 may click the gallery view button in the upper  20 right corner of the remote depo interface.  21 This is the video recorded  22 proceeding of John Paladino in the matter of James  23 Gibson versus City of Chicago. My name is Lucas  24 Schroeder. I'm the videographer on behalf of US</p>
<p>Page 3</p> <p>1  2 INDEX  3 WITNESS EXAMINATION BY PAGE  4 John Paladino Mr. Odum 7  5  6  7  8  9  10 EXHIBIT: Page  11  12 Exhibit 1 61  13  14 (EXHIBIT RETAINED BY COUNSEL)  15  16  17  18  19  20  21  22  23  24</p>	<p>Page 5</p> <p>1 Legal Support. I'm not related to any party in  2 this action nor am I financially interested in the  3 outcome. The court reporter is Pat Dusing on  4 behalf of US Legal Support.  5 Counsel state their appearances  6 for the record. Afterwards the court reporter will  7 swear in the witness.  8 MR. ODIM: Carlton Odum for the plaintiff James  9 Gibson.  10 MS. BITOY: Jennifer Bitoy on behalf of the  11 deponent and the individual...  12 MR. ODIM: Jennifer, I can barely hear you.  13 MS. BITOY: Sorry. I'm going to move closer to  14 the witness and see if that helps. Is that any  15 better?  16 MR. ODIM: That's much better.  17 THE REPORTER: A little better.  18 MS. BITOY: Jennifer Bitoy on behalf of the  19 deponent and the individual defendant officers.  20 MR. STROTH: Also present Andrew Stroth on  21 behalf of the plaintiff.  22 MR. BECK: And William Beck on behalf of the  23 plaintiff.  24 MR. BURNS: Terrence Burns on behalf of the</p>

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<p style="text-align: right;">Page 6</p> <p>1 City of Chicago.</p> <p>2 MR. HOBBS: Jackson Hobbs on behalf of the</p> <p>3 plaintiff.</p> <p>4 MR. ODIM: You may swear the witness, please.</p> <p>5 THE REPORTER: The attorneys participating in</p> <p>6 this deposition acknowledge that I am not</p> <p>7 physically present in the deposition room and</p> <p>8 that I will be reporting this deposition remotely.</p> <p>9 They further acknowledge that,</p> <p>10 in lieu of an oath administered in person, the</p> <p>11 witness will verbally declare his testimony in</p> <p>12 this matter is under penalty of perjury. The</p> <p>13 parties and their counsel consent to this</p> <p>14 arrangement and waive any objections to this manner</p> <p>15 of reporting.</p> <p>16 Please indicate your agreement</p> <p>17 by stating your name and your agreement on the</p> <p>18 record.</p> <p>19 MR. ODIM: Carlton Odum, agree.</p> <p>20 MS. BITOY: Jennifer Bitoy, agree.</p> <p>21 MR. BURNS: Terrence Burns, agree.</p> <p>22 MR. ODIM: Ready to swear the witness now.</p> <p>23</p> <p>24 (Witness sworn.)</p>	<p style="text-align: right;">Page 8</p> <p>1 A. 1968.</p> <p>2 Q. I suppose it goes without saying that you</p> <p>3 know the difference between telling the truth and</p> <p>4 telling a lie; correct?</p> <p>5 A. Yes.</p> <p>6 Q. Hold on a quick second. Sorry. Sorry</p> <p>7 about that. I had an environmental issue. A noise</p> <p>8 that I had to quiet down. Okay. We're back on.</p> <p>9 I think I asked you it goes</p> <p>10 without saying that you know the difference between</p> <p>11 telling the truth and telling a lie, Mr. Paladino?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. Are you willing to give truthful</p> <p>14 testimony today?</p> <p>15 A. Yes.</p> <p>16 Q. Are you willing to give truthful testimony</p> <p>17 about your training to become a Chicago police</p> <p>18 officer?</p> <p>19 A. On advice of my counsel I respectfully</p> <p>20 decline to answer this question. And evoke my</p> <p>21 constitutional rights and privileges against</p> <p>22 self-incrimination as guaranteed by the fifth</p> <p>23 amendment of United States constitution and by</p> <p>24 Article 1, Section 10 of the constitution of the</p>
<p style="text-align: right;">Page 7</p> <p>1 JOHN PALADINO,</p> <p>2 having been first duly sworn, was examined and</p> <p>3 testified as follows:</p> <p>4</p> <p>5 EXAMINATION</p> <p>6 By Mr. Odum:</p> <p>7</p> <p>8 Q. Good morning.</p> <p>9 A. Good morning.</p> <p>10 Q. As you heard I represent James Gibson and</p> <p>11 I will be conducting the questioning of you during</p> <p>12 this deposition. Would you say your full name and</p> <p>13 spell it?</p> <p>14 A. John Paladino, P-a-l-a-d-i-n-o.</p> <p>15 Q. Just as a point of clarification, have you</p> <p>16 ever seen your name spelled P-a-l-l-d-i-n-o?</p> <p>17 A. No.</p> <p>18 Q. You are a retired Chicago police officer;</p> <p>19 correct?</p> <p>20 A. Correct.</p> <p>21 Q. When did you retire?</p> <p>22 A. 2003.</p> <p>23 Q. And when did you begin employment with the</p> <p>24 Chicago CPD?</p>	<p style="text-align: right;">Page 9</p> <p>1 state of Illinois on the grounds that any answer I</p> <p>2 may give in whole or in part to such question may</p> <p>3 lead or tend to incriminate me.</p> <p>4 Q. Are you willing to give truthful testimony</p> <p>5 today about the training you received after you</p> <p>6 became a Chicago police officer?</p> <p>7 A. On advice of counsel I respectfully plead</p> <p>8 the fifth.</p> <p>9 Q. Are you willing to give truthful testimony</p> <p>10 today about your employment history with the</p> <p>11 Chicago Police Department?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. Are you willing to give truthful testimony</p> <p>15 about the job titles that you have been given</p> <p>16 during your -- that you were given while you were a</p> <p>17 Chicago police officer?</p> <p>18 A. On advice of counsel I respectfully plead</p> <p>19 the fifth.</p> <p>20 Q. Let me ask you do you know the difference</p> <p>21 or do you in your mind while you were a police</p> <p>22 officer did you have -- did you make a distinction</p> <p>23 between conducting an interview and conducting an</p> <p>24 interrogation?</p>

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<p style="text-align: right;">Page 10</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 Q. You were assigned, were you not, to</p> <p>4 investigate the Benjamin – the Lloyd Benjamin and</p> <p>5 Hunter Wash double murder investigation?</p> <p>6 A. Yes.</p> <p>7 Q. And during that investigation did you</p> <p>8 conduct any interviews?</p> <p>9 A. Yes.</p> <p>10 Q. During that investigation did you conduct</p> <p>11 any interrogations?</p> <p>12 A. Yes.</p> <p>13 Q. What in your mind is the distinction</p> <p>14 between an interview and an interrogation?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. Is it fair to say that both interviews and</p> <p>18 interrogations involve at least some kind of</p> <p>19 questioning?</p> <p>20 A. On advice of counsel I respectfully plead</p> <p>21 the fifth.</p> <p>22 Q. Is it fair to say that in your practice</p> <p>23 both interviews and interrogations involve physical</p> <p>24 abuse of people questioned or interrogated?</p>	<p style="text-align: right;">Page 12</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 Q. During your investigation of the Lloyd</p> <p>4 Benjamin and Hunter Wash double murders did you</p> <p>5 interview anyone who was a suspect?</p> <p>6 A. I believe I have no independent</p> <p>7 recollection of the case. But from reviewing</p> <p>8 police reports I did interview two people.</p> <p>9 Q. And were those two people that you</p> <p>10 interviewed suspects?</p> <p>11 A. Yes.</p> <p>12 Q. During your conduct of your investigation</p> <p>13 of the Benjamin and Wash double murders, did you</p> <p>14 interview anyone who was not a suspect?</p> <p>15 A. I don't recall.</p> <p>16 Q. So you do have in mind at least during –</p> <p>17 you did have in mind at least during your</p> <p>18 investigation of the double murders the</p> <p>19 distinction -- a distinction between a suspect and</p> <p>20 a nonsuspect?</p> <p>21 A. I interviewed two people that were under</p> <p>22 arrest so they were suspects I believe. I don't</p> <p>23 recall anything about the case at this time. But</p> <p>24 from reviewing my reports I did interview two</p>
<p style="text-align: right;">Page 11</p> <p>1 MS. BITOY: Objection, form, foundation.</p> <p>2 THE REPORTER: I'm sorry, I didn't hear you.</p> <p>3 MS. BITOY: Objection, form, foundation.</p> <p>4 THE WITNESS: On advice of counsel I</p> <p>5 respectfully plead the fifth.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Is it fair to say that when you</p> <p>8 interviewed suspects you made a practice of</p> <p>9 torturing them?</p> <p>10 MS. BITOY: Objection, form, foundation,</p> <p>11 argumentative.</p> <p>12 THE WITNESS: On advice of counsel I</p> <p>13 respectfully plead the fifth.</p> <p>14 BY MR. ODIM:</p> <p>15 Q. Is it fair to say that when you</p> <p>16 interrogated suspects that you tortured them?</p> <p>17 MS. BITOY: Objection, form, foundation.</p> <p>18 THE WITNESS: On advice of counsel I</p> <p>19 respectfully plead the fifth.</p> <p>20 BY MR. ODIM:</p> <p>21 Q. In your -- during your employment as a</p> <p>22 Chicago Police Department (sic), did you make a</p> <p>23 distinction between people who were suspects and</p> <p>24 people who were not suspects?</p>	<p style="text-align: right;">Page 13</p> <p>1 people.</p> <p>2 Q. Okay. So you did have -- you did make a</p> <p>3 distinction between suspects and nonsuspects during</p> <p>4 your conduct of the investigation of the double</p> <p>5 murders?</p> <p>6 MS. BITOY: Objection...</p> <p>7 THE REPORTER: I didn't hear you.</p> <p>8 MS. BITOY: Objection, asked and answered.</p> <p>9 THE WITNESS: On advice of counsel I</p> <p>10 respectfully plead the fifth.</p> <p>11 BY MR. ODIM:</p> <p>12 Q. What was the first job title that you held</p> <p>13 when you began employment with the Chicago Police</p> <p>14 Department?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. Do you recall the nature of the training</p> <p>18 you got before you became a Chicago police officer?</p> <p>19 A. On advice of counsel I respectfully plead</p> <p>20 the fifth.</p> <p>21 Q. Do you recall the nature of the training</p> <p>22 you received after you began employment with the</p> <p>23 Chicago Police Department?</p> <p>24 A. On advice of counsel I respectfully plead</p>

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<p style="text-align: right;">Page 14</p> <p>1 the fifth.</p> <p>2 Q. Did you receive any training before you</p> <p>3 became a police officer to physically abuse</p> <p>4 suspects you were questioning?</p> <p>5 MS. BITOY: Object to form and foundation.</p> <p>6 MR. ODIM: Jennifer, I'm sorry, we just can't</p> <p>7 hear you.</p> <p>8 MS. BITOY: I am going to try and speak up. I</p> <p>9 apologize. Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. Prior to becoming a Chicago police officer</p> <p>14 did you receive any training that involved</p> <p>15 torturing suspects?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. After you began your employment with the</p> <p>21 City of Chicago did you receive any training to</p> <p>22 physically abuse suspects you are questioning?</p> <p>23 A. On advice of counsel I respectfully plead</p> <p>24 the fifth.</p>	<p style="text-align: right;">Page 16</p> <p>1 Q. Are you willing to give truthful testimony</p> <p>2 today about your service with the Chicago Police</p> <p>3 Department at Area 2?</p> <p>4 A. On advice of counsel I respectfully plead</p> <p>5 the fifth.</p> <p>6 Q. Do you know what Area 2 is?</p> <p>7 A. On advice of counsel I respectfully plead</p> <p>8 the fifth.</p> <p>9 Q. Are you willing to give truthful testimony</p> <p>10 today about your dates of service in Area 2 with</p> <p>11 the Chicago Police Department?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. Are you willing to give truthful testimony</p> <p>15 about your chain of command at Area 2?</p> <p>16 A. On advice of counsel I respectfully plead</p> <p>17 the fifth.</p> <p>18 Q. Are you willing to give truthful testimony</p> <p>19 today about your commanding officer while you were</p> <p>20 working out of Area 2?</p> <p>21 A. On advice of counsel I respectfully plead</p> <p>22 the fifth.</p> <p>23 Q. Jon Burge was your commanding officer</p> <p>24 while you were working at Area 2; correct?</p>
<p style="text-align: right;">Page 15</p> <p>1 Q. After you took up employment with the</p> <p>2 Chicago Police Department did you receive any</p> <p>3 training to torture suspects you were questioning?</p> <p>4 A. On advice of counsel I respectfully plead</p> <p>5 the fifth.</p> <p>6 Q. Do you understand what physical abuse of a</p> <p>7 suspect means?</p> <p>8 A. On advice of counsel I respectfully plead</p> <p>9 the fifth.</p> <p>10 Q. Do you understand what torture of a</p> <p>11 suspect means?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. What was the starting -- you told me the</p> <p>15 starting of your employment was 1968 with the</p> <p>16 police department; correct?</p> <p>17 A. Yes.</p> <p>18 Q. And the ending year was 2003?</p> <p>19 A. Yes. Yes.</p> <p>20 Q. At some point during your service with the</p> <p>21 Chicago Police Department you were working in Area</p> <p>22 2; is that correct?</p> <p>23 A. On advice of counsel I respectfully plead</p> <p>24 the fifth.</p>	<p style="text-align: right;">Page 17</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 Q. Who is Jon Burge?</p> <p>4 A. On advice of counsel I respectfully plead</p> <p>5 the fifth.</p> <p>6 Q. Are you willing to give truthful testimony</p> <p>7 today about detectives you worked with while you</p> <p>8 worked out of Area 2?</p> <p>9 A. On advice of counsel I respectfully plead</p> <p>10 the fifth.</p> <p>11 Q. Are you willing to give truthful testimony</p> <p>12 today about the police officers you worked with</p> <p>13 while you were at Area 2?</p> <p>14 A. On advice of counsel I respectfully plead</p> <p>15 the fifth.</p> <p>16 Q. Are you willing to give truthful testimony</p> <p>17 about the people you arrested while you worked at</p> <p>18 Area 2?</p> <p>19 A. On advice of counsel I respectfully plead</p> <p>20 the fifth.</p> <p>21 Q. Are you willing to give truthful testimony</p> <p>22 about the people you detained while you worked in</p> <p>23 Area 2?</p> <p>24 A. On advice of counsel I respectfully plead</p>

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<p style="text-align: right;">Page 18</p> <p>1 the fifth.</p> <p>2 Q. Are you willing to give truthful testimony</p> <p>3 about the people you interviewed while you worked</p> <p>4 at Area 2?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Are you willing to give truthful testimony</p> <p>8 about the people you interrogated while you worked</p> <p>9 at Area 2?</p> <p>10 A. On advice of counsel I respectfully plead</p> <p>11 the fifth.</p> <p>12 Q. Are you willing to give truthful testimony</p> <p>13 about the people who confessed to crimes after you</p> <p>14 interviewed them at Area 2?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. Are you willing to give truthful testimony</p> <p>18 about the people who confessed to crimes after you</p> <p>19 interrogated them at Area 2?</p> <p>20 A. On advice of counsel I respectfully plead</p> <p>21 the fifth.</p> <p>22 Q. Are you willing to give truthful testimony</p> <p>23 about the people who confessed to crimes after you</p> <p>24 physically abused them at Area 2?</p>	<p style="text-align: right;">Page 20</p> <p>1 Benjamin and Hunter Wash investigation?</p> <p>2 A. On advice of counsel I respectfully plead</p> <p>3 the fifth.</p> <p>4 Q. Are you willing to give truthful testimony</p> <p>5 about your dates of service at Area 3?</p> <p>6 A. On advice of counsel I respectfully plead</p> <p>7 the fifth.</p> <p>8 Q. What is the geographical area covered by</p> <p>9 Area 3?</p> <p>10 A. On advice of counsel I respectfully plead</p> <p>11 the fifth.</p> <p>12 Q. Did Area 3 have a headquarters?</p> <p>13 A. On advice of counsel I respectfully plead</p> <p>14 the fifth.</p> <p>15 Q. Did you go to a building that was the</p> <p>16 headquarters of Area 3 when you went to work?</p> <p>17 A. On advice of counsel I respectfully plead</p> <p>18 the fifth.</p> <p>19 Q. On what floor of the building that you</p> <p>20 went to work in were you physically located as a</p> <p>21 detective in Area 3?</p> <p>22 A. On advice of counsel I respectfully plead</p> <p>23 the fifth.</p> <p>24 Q. Would you tell me who your chain of</p>
<p style="text-align: right;">Page 19</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 MR. ODIM: Jennifer, again, I didn't hear</p> <p>4 anything you said.</p> <p>5 MS. BITOY: Objection, form, foundation.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Are you willing to give truthful testimony</p> <p>8 about the people who confessed to crimes after you</p> <p>9 tortured them in Area 2?</p> <p>10 MS. BITOY: Objection, form, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Are you willing to give truthful testimony</p> <p>15 about your service at Area 3?</p> <p>16 A. On advice of counsel I respectfully plead</p> <p>17 the fifth.</p> <p>18 Q. Is it true that you were working at – in</p> <p>19 Area 3 when you were assigned to investigate the</p> <p>20 Lloyd Benjamin and Hunter Wash murders?</p> <p>21 A. Yes.</p> <p>22 Q. Are you willing to give truthful testimony</p> <p>23 about all your service while you were working at</p> <p>24 Area 3 and not just give testimony about the Lloyd</p>	<p style="text-align: right;">Page 21</p> <p>1 command – what your chain of command was while you</p> <p>2 were working in Area 3?</p> <p>3 A. On advice of counsel I respectfully plead</p> <p>4 the fifth.</p> <p>5 Q. Are you willing to give truthful testimony</p> <p>6 about who your commander was while you were working</p> <p>7 out of Area 3?</p> <p>8 A. On advice of counsel I respectfully plead</p> <p>9 the fifth.</p> <p>10 Q. Did you have an immediate supervisor while</p> <p>11 you were working in Area 3?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. Are you willing to give truthful testimony</p> <p>15 about Jon Burge who was your commanding officer</p> <p>16 while you worked at Area 3?</p> <p>17 A. On advice of counsel I respectfully plead</p> <p>18 the fifth.</p> <p>19 Q. Are you willing to give truthful testimony</p> <p>20 about the detectives you worked with while you were</p> <p>21 at Area 3?</p> <p>22 A. On advice of counsel I respectfully plead</p> <p>23 the fifth.</p> <p>24 Q. Are you willing to give truthful testimony</p>

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<p style="text-align: right;">Page 22</p> <p>1 about the police officers you worked with while you 2 were at Area 3? 3 A. On advice of counsel I respectfully plead 4 the fifth. 5 Q. Are you willing to give truthful testimony 6 about the people you arrested while you worked at 7 Area 3? 8 A. On advice of counsel I respectfully plead 9 the fifth. 10 Q. Are you willing to give truthful testimony 11 about the people you detained while you worked at 12 Area 3? 13 A. On advice of counsel I respectfully plead 14 the fifth. 15 Q. Are you willing to give truthful testimony 16 about the people you interviewed while you worked 17 at Area 3? 18 A. On advice of counsel I respectfully plead 19 the fifth. 20 Q. Are you willing to give truthful testimony 21 about the people you interrogated while you worked 22 at Area 3? 23 A. On advice of counsel I respectfully plead 24 the fifth.</p>	<p style="text-align: right;">Page 24</p> <p>1 real quick? I'm going to try to fix my audio issue 2 over here. Is that all right with you? 3 MR. ODIM: Of course. 4 THE VIDEOGRAPHER: Going off the record. The 5 time is 15:22 UTC. 6 (Break taken.) 7 THE VIDEOGRAPHER: We are back on the record. 8 The time is 15:24 UTC. You may proceed. 9 BY MR. ODIM: 10 Q. Mr. Paladino, do you recall interviewing a 11 suspect called Stanley Howard in 1984? 12 A. On advice of counsel I respectfully plead 13 the fifth. 14 Q. During an interview in 1984 did you beat, 15 slap and kick Stanley Howard unconscious? 16 MS. BITOY: Objection, form, foundation. 17 THE WITNESS: On advice of counsel I 18 respectfully plead the fifth. 19 BY MR. ODIM: 20 Q. Do you recall questioning a suspect named 21 Marron Diggins in 1985? 22 A. On advice of counsel I respectfully plead 23 the fifth. 24 Q. Did you threaten Marron Diggins with a 44</p>
<p style="text-align: right;">Page 23</p> <p>1 Q. Are you willing to give truthful testimony 2 about the people who confessed to crimes after you 3 interviewed them at Area 3? 4 A. On advice of counsel I respectfully plead 5 the fifth. 6 Q. Are you willing to give truthful testimony 7 about the people who confessed to crimes after you 8 interrogated them at Area 3? 9 A. On advice of counsel I respectfully plead 10 the fifth. 11 Q. Are you willing to give truthful testimony 12 about the people who confessed of crimes after you 13 physically abused them at Area 3? 14 MS. BITOY: Objection, form, foundation. 15 THE WITNESS: On advice of counsel I 16 respectfully plead the fifth. 17 BY MR. ODIM: 18 Q. Are you willing to give truthful testimony 19 about the people who confessed to crimes after you 20 tortured them at Area 3? 21 MS. BITOY: Objection, form, foundation. 22 THE WITNESS: On advice of counsel I 23 respectfully plead the fifth. 24 MS. BITOY: Can we just take a moment, a break</p>	<p style="text-align: right;">Page 25</p> <p>1 Magnum silver revolver to his head? 2 MS. BITOY: Objection, form, foundation. 3 THE WITNESS: On advice of counsel I 4 respectfully plead the fifth. 5 BY MR. ODIM: 6 Q. Did you play Russian roulette with your 7 revolver pointed at Marron Diggins in 1985? 8 MS. BITOY: Objection, form, foundation. 9 THE WITNESS: On advice of counsel I 10 respectfully plead the fifth. 11 BY MR. ODIM: 12 Q. Did you use a typewriter cover to 13 suffocate Marron Diggins by placing it over his 14 head? 15 MS. BITOY: Objection, form, foundation. 16 THE WITNESS: On advice of counsel I 17 respectfully plead the fifth. 18 BY MR. ODIM: 19 Q. Did you conduct an interrogation of Marron 20 Diggins in 1985 with Jon Burge? 21 A. On advice of counsel I respectfully plead 22 the fifth. 23 Q. Did you have a 44 Magnum silver revolver 24 as your service revolver in 1985?</p>

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<p style="text-align: right;">Page 26</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 Q. Do you recall questioning a Shadid Muman</p> <p>4 in 1985?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Do you recall – did you physically abuse</p> <p>8 Shadid Muman when you questioned him in 1985?</p> <p>9 MS. BITOY: Objection to form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. Did you conduct an interrogation of Shadid</p> <p>14 Muman with Jon Burge in 1985?</p> <p>15 MS. BITOY: Objection.</p> <p>16 THE WITNESS: On advice of counsel I</p> <p>17 respectfully plead the fifth.</p> <p>18 BY MR. ODIM:</p> <p>19 Q. Do you recall questioning an Andrew</p> <p>20 Maxwell in 1986?</p> <p>21 A. On advice of counsel I respectfully plead</p> <p>22 the fifth.</p> <p>23 Q. Did you beat Andrew Maxwell around his</p> <p>24 body in 1986 when you questioned him?</p>	<p style="text-align: right;">Page 28</p> <p>1 (Technical difficulties.)</p> <p>2 (The following is transcribed</p> <p>3 from the audio record only.)</p> <p>4 BY MR. ODIM:</p> <p>5 Q. Mr. Paladino, are willing to give truthful</p> <p>6 testimony about your interactions with a Jerry</p> <p>7 Thompson in 1986?</p> <p>8 A. On advice of counsel I respectfully plead</p> <p>9 the fifth.</p> <p>10 Q. Did you kick Jerry Thompson when you</p> <p>11 questioned him in 1986?</p> <p>12 MS. BITOY: Objection, form, foundation.</p> <p>13 THE WITNESS: On advice of counsel I</p> <p>14 respectfully plead the fifth.</p> <p>15 BY MR. ODIM:</p> <p>16 Q. Did you beat Jerry Thompson with a</p> <p>17 flashlight when you questioned him in 1986?</p> <p>18 MS. BITOY: Objection, form, foundation.</p> <p>19 THE WITNESS: On advice of counsel I</p> <p>20 respectfully plead the fifth.</p> <p>21 BY MR. ODIM:</p> <p>22 Q. Did you slap Jerry Thompson in the face</p> <p>23 numerous times when you questioned him in 1986?</p> <p>24 MS. BITOY: Same objection.</p>
<p style="text-align: right;">Page 27</p> <p>1 MS. BITOY: Objection, form, foundation.</p> <p>2 THE WITNESS: On advice of counsel I</p> <p>3 respectfully plead the fifth.</p> <p>4 BY MR. ODIM:</p> <p>5 Q. Did you beat Andrew Maxwell in the face</p> <p>6 when you questioned him in 1986?</p> <p>7 MS. BITOY: Objection, form, foundation.</p> <p>8 THE WITNESS: On advice of counsel I</p> <p>9 respectfully plead the fifth.</p> <p>10 BY MR. ODIM:</p> <p>11 Q. Did you kick Andrew Maxwell when you</p> <p>12 questioned him in 1986?</p> <p>13 A. On advice of counsel I respectfully plead</p> <p>14 the fifth.</p> <p>15 THE REPORTER: Sorry.</p> <p>16 MR. ODIM: We still have a sound problem,</p> <p>17 Jennifer.</p> <p>18 MS. BITOY: Yeah, I'm sorry, but if we can just</p> <p>19 get another few more minutes.</p> <p>20 THE VIDEOGRAPHER: Going off the record. The</p> <p>21 time is 15:28 UTC.</p> <p>22 (Break taken.)</p> <p>23 THE VIDEOGRAPHER: Back on the record. The</p> <p>24 time is 15:30 UTC. Please proceed.</p>	<p style="text-align: right;">Page 29</p> <p>1 THE WITNESS: On advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Are you willing to give truthful testimony</p> <p>5 about your interaction with Madison Hobley in 1987?</p> <p>6 A. On advice of counsel I respectfully plead</p> <p>7 the fifth.</p> <p>8 Q. Did you hit Madison Hobley in the chest</p> <p>9 during your questioning of him in 1987?</p> <p>10 MS. BITOY: Objection, form, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Did you kick Madison Hobley in the groin</p> <p>15 during your questioning of him 1987?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Did you put a bag over Madison Hobley's</p> <p>21 head until he passed out in 1987?</p> <p>22 MS. BITOY: Objection, form, foundation.</p> <p>23 THE WITNESS: On advice of counsel I</p> <p>24 respectfully plead the fifth.</p>

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<p style="text-align: right;">Page 30</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Did you threaten to kill Madison Hobley</p> <p>3 when you questioned him in 1987?</p> <p>4 MS. BITOY: Objection, form, foundation.</p> <p>5 THE WITNESS: On advice of counsel I</p> <p>6 respectfully plead the fifth.</p> <p>7 BY MR. ODIM:</p> <p>8 Q. Did you hurl racial epithets at Madison</p> <p>9 Hobley during your questioning of him in 1987?</p> <p>10 MS. BITOY: Objection, form, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Did you call Madison Hobley a nigger when</p> <p>15 you questioned him in 1987?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Will you give truthful testimony today</p> <p>21 about your interaction with Donald Torrence in</p> <p>22 1988?</p> <p>23 A. On advice of counsel I respectfully plead</p> <p>24 the fifth.</p>	<p style="text-align: right;">Page 32</p> <p>1 A. On advice of counsel I respectfully plead</p> <p>2 the fifth.</p> <p>3 THE VIDEOGRAPHER: Sorry to interrupt, I don't</p> <p>4 see our court reporter. So I'm going to take us</p> <p>5 off the record. The time is 15:35 UTC.</p> <p>6 (Break taken.)</p> <p>7 (The following is recorded</p> <p>8 and transcribed by stenographic</p> <p>9 means.)</p> <p>10 MR. ODIM: Terrence, are you on board with the</p> <p>11 stipulation?</p> <p>12 MR. BURNS: Again, Carlton, for the record.</p> <p>13 MR. ODIM: That for the period of time that the</p> <p>14 court reporter was absent, the court reporter may</p> <p>15 produce a transcript based on the video of the</p> <p>16 portion of testimony that she was not present for.</p> <p>17 MR. BURNS: I stipulate to that, Carlton.</p> <p>18 THE VIDEOGRAPHER: I'm sorry, I'm not</p> <p>19 recording.</p> <p>20 MR. ODIM: Let's get the video back on.</p> <p>21 THE VIDEOGRAPHER: Back on the record. The</p> <p>22 time is 15:38 UTC. You may proceed.</p> <p>23 BY MR. ODIM:</p> <p>24 Q. When we broke we were talking - I was</p>
<p style="text-align: right;">Page 31</p> <p>1 Q. Did you beat Donald Torrence when you</p> <p>2 questioned him in 1988?</p> <p>3 MS. BITOY: Objection, form, foundation.</p> <p>4 THE WITNESS: On advice of counsel I</p> <p>5 respectfully plead the fifth.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Did you conduct an interrogation of Donald</p> <p>8 Torrence with Detective Maslanka in 1988?</p> <p>9 MS. BITOY: Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. You were assigned along with Detective</p> <p>14 Maslanka to conduct an investigation of the Loyd</p> <p>15 Benjamin Hunter Wash murders; correct?</p> <p>16 A. Yes.</p> <p>17 Q. When did Detective Maslanka become your</p> <p>18 partner?</p> <p>19 A. On advice of counsel I respectfully plead</p> <p>20 the fifth.</p> <p>21 Q. Are you willing to give truthful testimony</p> <p>22 today about when Detective Maslanka became your</p> <p>23 partner before you were appointed to investigation</p> <p>24 the Benjamin and Wash murders?</p>	<p style="text-align: right;">Page 33</p> <p>1 asking you questions about your interaction with</p> <p>2 Donald Torrence in 1988.</p> <p>3 Did you beat Donald Torrence with</p> <p>4 a flashlight when you questioned him in 1988?</p> <p>5 MS. BITOY: Objection, form, foundation.</p> <p>6 THE WITNESS: On advice of counsel I</p> <p>7 respectfully plead the fifth.</p> <p>8 BY MR. ODIM:</p> <p>9 Q. Did you beat Donald Torrence with a phone</p> <p>10 book when you questioned him in 1988?</p> <p>11 MS. BITOY: Objection, form, foundation.</p> <p>12 THE WITNESS: On advice of counsel I</p> <p>13 respectfully plead the fifth.</p> <p>14 BY MR. ODIM:</p> <p>15 Q. Did you hang Donald Torrence out of a</p> <p>16 window by his legs when you questioned him in 1988?</p> <p>17 MS. BITOY: Objection, form, foundation.</p> <p>18 THE WITNESS: On advice of counsel I</p> <p>19 respectfully plead the fifth.</p> <p>20 BY MR. ODIM:</p> <p>21 Q. Did you push Donald Torrence's head into a</p> <p>22 toilet during your questioning of him in 1988?</p> <p>23 MS. BITOY: Objection, form, foundation.</p> <p>24 THE WITNESS: On advice of counsel I</p>

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<p style="text-align: right;">Page 34</p> <p>1 respectfully plead the fifth.</p> <p>2 BY MR. ODIM:</p> <p>3 Q. Are you willing to give truthful testimony</p> <p>4 about your interaction with Cortez Brown in 1990?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Is it true that Detective Maslanka was</p> <p>8 your partner during your investigation of Cortez</p> <p>9 Brown in 1990?</p> <p>10 MS. BITOY: Objection, form, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Did you beat Cortez Brown in the chest and</p> <p>15 arms during your questioning of him in 1990?</p> <p>16 MS. BITOY: Same objection.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Did you beat Cortez Brown on his hands and</p> <p>21 his legs with a steel flashlight during your</p> <p>22 questioning of him in 1990?</p> <p>23 MS. BITOY: Objection, form, foundation.</p> <p>24 THE WITNESS: On advice of counsel I</p>	<p style="text-align: right;">Page 36</p> <p>1 THE WITNESS: On advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Did you threaten to blow Tony Anderson's</p> <p>5 brains out when you questioned him in 1990?</p> <p>6 MS. BITOY: Objection, form, foundation.</p> <p>7 THE WITNESS: On advice of counsel I</p> <p>8 respectfully plead the fifth.</p> <p>9 BY MR. ODIM:</p> <p>10 Q. Did you deprive Tony Anderson of all food</p> <p>11 and water during your interrogation of him over a</p> <p>12 two-day period in 1990?</p> <p>13 MS. BITOY: Objection, form, foundation.</p> <p>14 THE WITNESS: On advice of counsel I</p> <p>15 respectfully plead the fifth.</p> <p>16 BY MR. ODIM:</p> <p>17 Q. Are you willing to give truthful testimony</p> <p>18 about your interaction with Clinton Welton in 1991?</p> <p>19 A. On advice of counsel I respectfully plead</p> <p>20 the fifth.</p> <p>21 Q. It's true that Detective Maslanka was your</p> <p>22 partner during the interrogation of Clinton Welton</p> <p>23 in 1991?</p> <p>24 MS. BITOY: Objection, form, foundation.</p>
<p style="text-align: right;">Page 35</p> <p>1 respectfully plead the fifth.</p> <p>2 BY MR. ODIM:</p> <p>3 Q. Are you willing to give truthful testimony</p> <p>4 about your interaction with Tony Anderson in 1990?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Is it true that Detective Maslanka was</p> <p>8 your partner during the interrogation of Tony</p> <p>9 Anderson in 1990?</p> <p>10 MS. BITOY: Object, form, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Did you beat Tony Anderson on his ribs,</p> <p>15 thighs -- and thighs with a nightstick during your</p> <p>16 interrogation of him in 1990?</p> <p>17 MS. BITOY: Objection, form, foundation.</p> <p>18 THE WITNESS: On advice of counsel I</p> <p>19 respectfully plead the fifth.</p> <p>20 BY MR. ODIM:</p> <p>21 Q. Did you put your service revolver against</p> <p>22 Tony Brown's (sic) head when you questioned him in</p> <p>23 1990?</p> <p>24 MS. BITOY: Objection, form, foundation.</p>	<p style="text-align: right;">Page 37</p> <p>1 THE WITNESS: On advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Did you beat Clinton Welton with a</p> <p>5 flashlight?</p> <p>6 MS. BITOY: Objection, form, foundation.</p> <p>7 THE WITNESS: On advice of counsel I</p> <p>8 respectfully plead the fifth.</p> <p>9 BY MR. ODIM:</p> <p>10 Q. Did you beat Clinton Welton with your</p> <p>11 fists?</p> <p>12 MS. BITOY: Objection, form, foundation.</p> <p>13 THE WITNESS: On advice of counsel I</p> <p>14 respectfully plead the fifth.</p> <p>15 BY MR. ODIM:</p> <p>16 Q. Are you willing to give truthful testimony</p> <p>17 about your interaction with a Damoni Clemon in</p> <p>18 1991?</p> <p>19 A. On advice of counsel I respectfully plead</p> <p>20 the fifth.</p> <p>21 Q. Is it true that Detective Maslanka was</p> <p>22 your partner during the interrogation of the Damoni</p> <p>23 Clemon in 1991?</p> <p>24 MS. BITOY: Objection, form, foundation.</p>

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<p style="text-align: right;">Page 38</p> <p>1 THE WITNESS: On advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Did you administer any electric shock to</p> <p>5 Damoni Clemon's body during your interrogation of</p> <p>6 him in 1991?</p> <p>7 MS. BITOY: Objection, form, foundation.</p> <p>8 THE WITNESS: On advice of counsel I</p> <p>9 respectfully plead the fifth.</p> <p>10 BY MR. ODIM:</p> <p>11 Q. Are you willing to give truthful testimony</p> <p>12 about your interaction with a Diyez Owens in 1991?</p> <p>13 A. On advice of counsel I respectfully plead</p> <p>14 the fifth.</p> <p>15 Q. Isn't it true that Detective Maslanka was</p> <p>16 your partner during the interrogation of Diyez</p> <p>17 Owens in 1991?</p> <p>18 MS. BITOY: Objection, form, foundation.</p> <p>19 THE WITNESS: On advice of counsel I</p> <p>20 respectfully plead the fifth.</p> <p>21 BY MR. ODIM:</p> <p>22 Q. Did you beat Diyez Owens in the chest</p> <p>23 during your interrogation of him in 1991?</p> <p>24 MS. BITOY: Objection, form, foundation.</p>	<p style="text-align: right;">Page 40</p> <p>1 respectfully plead the fifth.</p> <p>2 BY MR. ODIM:</p> <p>3 Q. Are you willing to give truthful testimony</p> <p>4 about your interaction with a Jesse Clemon in 1991?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Isn't it true that Detective Maslanka was</p> <p>8 your partner during a questioning of Jesse Clemon</p> <p>9 in 1991?</p> <p>10 MS. BITOY: Objection, foundation.</p> <p>11 THE WITNESS: On advice of counsel I</p> <p>12 respectfully plead the fifth.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. Did you beat Jesse Clemon on his hand in</p> <p>15 1991?</p> <p>16 MS. BITOY: Objection, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Did you beat Jesse Clemon on his face in</p> <p>21 1991?</p> <p>22 MS. BITOY: Objection, foundation.</p> <p>23 THE WITNESS: On advice of counsel I</p> <p>24 respectfully plead the fifth.</p>
<p style="text-align: right;">Page 39</p> <p>1 THE WITNESS: On advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Did you beat Diyez Owens in the stomach</p> <p>5 during your questioning of him in 1991?</p> <p>6 MS. BITOY: Objection, form, foundation.</p> <p>7 THE WITNESS: On advice of counsel I</p> <p>8 respectfully plead the fifth.</p> <p>9 BY MR. ODIM:</p> <p>10 Q. Are you willing to give truthful testimony</p> <p>11 about your interaction with Iamari Clemon in 1991?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. Isn't it true that Detective Maslanka was</p> <p>15 your partner during the questioning of Iamari</p> <p>16 Clemon in 1991?</p> <p>17 MS. BITOY: Objection, form, foundation.</p> <p>18 THE WITNESS: On advice of counsel I</p> <p>19 respectfully plead the fifth.</p> <p>20 BY MR. ODIM:</p> <p>21 Q. Did you beat Iamari Clemon during your</p> <p>22 questioning of him in 1991?</p> <p>23 MS. BITOY: Objection, form, foundation.</p> <p>24 THE WITNESS: On advice of counsel I</p>	<p style="text-align: right;">Page 41</p> <p>1 MR. ODIM: Did you hit Jesse Clemon in his</p> <p>2 stomach during your questioning of him in 1991?</p> <p>3 MS. BITOY: Objection, foundation.</p> <p>4 THE WITNESS: On advice of counsel I</p> <p>5 respectfully plead the fifth.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Are you willing to give truthful testimony</p> <p>8 about your interaction with Marcus Wiggins in 1991?</p> <p>9 A. On advice of counsel I respectfully plead</p> <p>10 the fifth.</p> <p>11 Q. Isn't it true that Detective Maslanka was</p> <p>12 your partner during the interrogation of Marcus</p> <p>13 Wiggins in 1991?</p> <p>14 MS. BITOY: Objection, foundation.</p> <p>15 THE WITNESS: On advice of counsel I</p> <p>16 respectfully plead the fifth.</p> <p>17 BY MR. ODIM:</p> <p>18 Q. Did you administer an electric shock to</p> <p>19 Marcus Wiggins when you questioned him in 1991?</p> <p>20 MS. BITOY: Objection, form, foundation.</p> <p>21 THE WITNESS: On advice of counsel I</p> <p>22 respectfully plead the fifth.</p> <p>23 BY MR. ODIM:</p> <p>24 Q. Did you beat Marcus Wiggins when you</p>

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<p style="text-align: right;">Page 42</p> <p>1 questioned him in 1991?</p> <p>2 MS. BITOY: Objection, form, foundation.</p> <p>3 THE WITNESS: On advice of counsel I</p> <p>4 respectfully plead the fifth.</p> <p>5 BY MR. ODIM:</p> <p>6 Q. Did you refuse Marcus -- Marcus Wiggins'</p> <p>7 mother access to her minor child during your --</p> <p>8 during your questioning of Marcus Wiggins in 1991?</p> <p>9 MS. BITOY: Objection, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. Did you tell Marcus Wiggins to, quote, go</p> <p>14 sit in a corner and suck your thumb now because I'm</p> <p>15 going to stick your black ass with this one?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Are you willing to provide truthful</p> <p>21 testimony about your interaction with a Michael</p> <p>22 Peterson in 1991?</p> <p>23 A. On advice of counsel I respectfully plead</p> <p>24 the fifth.</p>	<p style="text-align: right;">Page 44</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Will you give truthful testimony today</p> <p>3 about your interaction with Sandy Curtis in 1991?</p> <p>4 A. On advice of counsel I respectfully plead</p> <p>5 the fifth.</p> <p>6 Q. Did you choke Sandy Curtis during your</p> <p>7 questioning of him in 1991?</p> <p>8 MS. BITOY: Objection, foundation.</p> <p>9 THE WITNESS: On advice of counsel I</p> <p>10 respectfully plead the fifth.</p> <p>11 BY MR. ODIM:</p> <p>12 Q. Did you attempt to burn Sandy Curtis's</p> <p>13 skin with a cigarette during your questioning of</p> <p>14 him in 1991?</p> <p>15 MS. BITOY: Objection, form, foundation.</p> <p>16 THE WITNESS: On advice of counsel I</p> <p>17 respectfully plead the fifth.</p> <p>18 BY MR. ODIM:</p> <p>19 Q. Did you hit Sandy Curtis on the face and</p> <p>20 lower body during your questioning of him in 1991?</p> <p>21 MS. BITOY: Objection, form, foundation.</p> <p>22 THE WITNESS: On advice of counsel I</p> <p>23 respectfully plead the fifth.</p> <p>24</p>
<p style="text-align: right;">Page 43</p> <p>1 Q. Did you choke Michael Peterson during your</p> <p>2 questioning of him in 1991?</p> <p>3 MS. BITOY: Object, form, foundation.</p> <p>4 THE WITNESS: On advice of counsel I</p> <p>5 respectfully plead the fifth.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Did you punch Michael Peterson in the head</p> <p>8 during your questioning of him in 1991?</p> <p>9 MS. BITOY: Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. Did you kick Michael Peterson in the knees</p> <p>14 during your questioning of him in 1991?</p> <p>15 MS. BITOY: Objection, form, foundation.</p> <p>16 THE WITNESS: On advice of counsel I</p> <p>17 respectfully plead the fifth.</p> <p>18 BY MR. ODIM:</p> <p>19 Q. Did you threaten to burn Michael</p> <p>20 Peterson's face with a cigarette during your</p> <p>21 questioning of him in 1991?</p> <p>22 MS. BITOY: Objection, form, foundation.</p> <p>23 THE WITNESS: On advice of counsel I</p> <p>24 respectfully plead the fifth.</p>	<p style="text-align: right;">Page 45</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Are you willing to give truthful testimony</p> <p>3 about your interaction with Travis Richardson in</p> <p>4 1991?</p> <p>5 A. On advice of counsel I respectfully plead</p> <p>6 the fifth.</p> <p>7 Q. Did you slam Travis Richardson against a</p> <p>8 table during your questioning of him in 1991?</p> <p>9 MS. BITOY: Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. It's true that Detective Maslanka was your</p> <p>14 partner during your questioning of Travis</p> <p>15 Richardson in 1991?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Are you willing to give truthful testimony</p> <p>21 about your interaction with a Jerry Gillespie in</p> <p>22 1993?</p> <p>23 A. On advice of counsel I respectfully plead</p> <p>24 the fifth.</p>

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<p style="text-align: right;">Page 46</p> <p>1 Q. Did you slap Jerry Gillespie on the hand</p> <p>2 and face during your questioning of him in 1993?</p> <p>3 MS. BITOY: Objection, form, foundation.</p> <p>4 THE WITNESS: On advice of counsel I</p> <p>5 respectfully plead the fifth.</p> <p>6 BY MR. ODIM:</p> <p>7 Q. Did you choke Jerry Gillespie during your</p> <p>8 interrogation of him in 1993?</p> <p>9 MS. BITOY: Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 BY MR. ODIM:</p> <p>13 Q. Are you willing to give truthful testimony</p> <p>14 about your interaction with Michael Saunders in</p> <p>15 1995?</p> <p>16 A. On advice of counsel I respectfully plead</p> <p>17 the fifth.</p> <p>18 Q. Did you pull an earring out of Michael</p> <p>19 Saunders's ear during your interrogation of him in</p> <p>20 1995?</p> <p>21 MS. BITOY: Objection, form, foundation.</p> <p>22 THE WITNESS: On advice of counsel I</p> <p>23 respectfully plead the fifth.</p> <p>24</p>	<p style="text-align: right;">Page 48</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Now during the investigation you conducted</p> <p>3 in the -- of Benjamin -- Lloyd Benjamin and Hunter</p> <p>4 Wash murders, did you work out of a particular</p> <p>5 location?</p> <p>6 A. On advice of counsel I respectfully plead</p> <p>7 the fifth.</p> <p>8 Q. Did you -- during your investigation of</p> <p>9 the Lloyd Benjamin Hunter Wash murders, did you</p> <p>10 work out of your squad car?</p> <p>11 MS. BITOY: As it relates to this investigation</p> <p>12 you can answer that.</p> <p>13 THE WITNESS: Okay. Did I work out of my squad</p> <p>14 car?</p> <p>15 BY MR. ODIM:</p> <p>16 Q. Yes.</p> <p>17 A. No.</p> <p>18 Q. Where did you put in the work that</p> <p>19 constituted your investigation of the Benjamin --</p> <p>20 of the Lloyd Benjamin and Hunter Wash murders?</p> <p>21 A. The location wherever I was assigned to</p> <p>22 go. If I went to a person's house it would be</p> <p>23 taking my squad car to the house to conduct the</p> <p>24 investigation.</p>
<p style="text-align: right;">Page 47</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Did you beat Michael Saunders during your</p> <p>3 questioning of him in 1995?</p> <p>4 MS. BITOY: Objection, form, foundation.</p> <p>5 THE WITNESS: On advice of counsel I</p> <p>6 respectfully plead the fifth.</p> <p>7 BY MR. ODIM:</p> <p>8 Q. Are you willing to give truthful testimony</p> <p>9 about your interaction with a Gregory Logan while</p> <p>10 you were employed with the Chicago Police</p> <p>11 Department?</p> <p>12 A. On advice of counsel I respectfully plead</p> <p>13 the fifth.</p> <p>14 Q. Did you point a gun at Gregory Logan's</p> <p>15 head during your questioning of him?</p> <p>16 MS. BITOY: Objection, form, foundation.</p> <p>17 THE WITNESS: On advice of counsel I</p> <p>18 respectfully plead the fifth.</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Did you beat Gregory Logan with a bat</p> <p>21 during your questioning of him?</p> <p>22 MS. BITOY: Objection, form, foundation.</p> <p>23 THE WITNESS: On advice of counsel I</p> <p>24 respectfully plead the fifth.</p>	<p style="text-align: right;">Page 49</p> <p>1 Q. And was that the only location where you</p> <p>2 performed duties in connection with your</p> <p>3 investigation?</p> <p>4 A. I don't understand.</p> <p>5 Q. Did you perform any duties related to your</p> <p>6 investigation at a building?</p> <p>7 A. In the Wash incident?</p> <p>8 Q. Yes.</p> <p>9 A. Yes.</p> <p>10 Q. What building was that?</p> <p>11 A. Area 3.</p> <p>12 Q. Area 3 is a geographic area; is that</p> <p>13 correct?</p> <p>14 A. Yes.</p> <p>15 Q. Okay. So the building would be the</p> <p>16 headquarters of Area 3; is that correct?</p> <p>17 A. Yes.</p> <p>18 Q. And what's the address of that building?</p> <p>19 A. I don't recall the exact address, but it</p> <p>20 was 39th and California.</p> <p>21 Q. Okay. And did you perform duties in</p> <p>22 connection with this investigation on the first</p> <p>23 floor of Area 3 headquarters?</p> <p>24 A. No.</p>

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<p style="text-align: right;">Page 50</p> <p>1 Q. Did you perform duties in connection with</p> <p>2 the investigation on the second floor of Area 3</p> <p>3 headquarters?</p> <p>4 A. I don't recall if it was the second floor,</p> <p>5 but it was the top – second or third if I recall.</p> <p>6 Q. What was on the floor where you performed</p> <p>7 the duties in connection with the double murder</p> <p>8 investigation?</p> <p>9 A. Offices.</p> <p>10 Q. You said offices?</p> <p>11 A. Offices, desks.</p> <p>12 Q. Okay. And whose offices were located on</p> <p>13 that floor?</p> <p>14 A. On advice of counsel I respectfully plead</p> <p>15 the fifth.</p> <p>16 Q. Did you have an office on that floor?</p> <p>17 A. On advice of counsel I respectfully plead</p> <p>18 the fifth.</p> <p>19 Q. Did you do – did you do any writing in</p> <p>20 connection with your investigation of the double</p> <p>21 murders?</p> <p>22 A. Writing as far as what?</p> <p>23 Q. Did you write any notes?</p> <p>24 A. I don't recall if I did or not.</p>	<p style="text-align: right;">Page 52</p> <p>1 investigation of the double murders on the second</p> <p>2 floor of Area 3 headquarters?</p> <p>3 A. I didn't do any duties on the second</p> <p>4 floor, no.</p> <p>5 Q. Did your commander have an office on the</p> <p>6 second floor of thirty – of the headquarters of</p> <p>7 Area 3?</p> <p>8 A. Upon advice of counsel I respectfully</p> <p>9 plead the fifth.</p> <p>10 Q. And you take the position that you will –</p> <p>11 today that you will not give truthful testimony</p> <p>12 about the identity of your commander at the time of</p> <p>13 the – at the time that you were doing the</p> <p>14 investigations of the double murder?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. During your investigations of the double</p> <p>18 murder of Lloyd Benjamin and Hunter Wash did Jon</p> <p>19 Burge talk to you?</p> <p>20 A. On advice of counsel I respectfully plead</p> <p>21 the fifth.</p> <p>22 Q. During your investigation of the double</p> <p>23 murders did you talk to Jon Burge?</p> <p>24 A. Upon advice of counsel I respectfully</p>
<p style="text-align: right;">Page 51</p> <p>1 Q. If you did would you have written those</p> <p>2 notes sitting on the floor?</p> <p>3 A. I don't recall.</p> <p>4 Q. If you did would you have written those</p> <p>5 notes sitting in the toilet?</p> <p>6 MS. BITOY: Objection, form.</p> <p>7 THE WITNESS: On advice of counsel I</p> <p>8 respectfully plead the fifth.</p> <p>9 BY MR. ODIM:</p> <p>10 Q. Did you perform any of your duties in</p> <p>11 connection with a double murder investigation on</p> <p>12 the second floor of Area 3 headquarters?</p> <p>13 A. It was the second floor. It was the top</p> <p>14 floor. That was the second floor, yes.</p> <p>15 Q. Well, would you take my representation</p> <p>16 that the third floor was the detective's floor?</p> <p>17 A. Okay. The third floor then was (technical</p> <p>18 difficulties).</p> <p>19 THE REPORTER: I'm sorry, can you repeat that?</p> <p>20 THE WITNESS: Third floor is the detective's</p> <p>21 floor. That's what you were referring to; right?</p> <p>22 BY MR. ODIM:</p> <p>23 Q. That's right. So my question is did you</p> <p>24 do perform any of the duties in connection with the</p>	<p style="text-align: right;">Page 53</p> <p>1 plead the fifth.</p> <p>2 Q. During your investigation of the double</p> <p>3 murders did Jon Burge give you any orders?</p> <p>4 A. On advice of counsel I respectfully plead</p> <p>5 the fifth.</p> <p>6 Q. During an investigation of the double</p> <p>7 murders – just to clarify, the double murders of</p> <p>8 course are the Lloyd Benjamin and Hunter Wash</p> <p>9 double murders. So I may not always preface double</p> <p>10 murders with the identify, but the only</p> <p>11 investigation that we're talking about.</p> <p>12 During the investigation of the</p> <p>13 double murders, did you follow any directions</p> <p>14 provided by Jon Burge?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. During your investigation of the double</p> <p>18 murders was Jon Burge present at any time in Area 3</p> <p>19 headquarters when you were present in Area 3</p> <p>20 headquarters?</p> <p>21 A. On advice of counsel I respectfully plead</p> <p>22 the fifth.</p> <p>23 Q. Who is the Lieutenant Regan?</p> <p>24 A. On advice of counsel I respectfully plead</p>

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<p style="text-align: right;">Page 54</p> <p>1 the fifth.</p> <p>2 Q. Who appointed you to the investigation of</p> <p>3 the double murders?</p> <p>4 MS. BITOY: You can answer that as it relates</p> <p>5 to the –</p> <p>6 THE WITNESS: I don't – who assigned me to the</p> <p>7 case.</p> <p>8 BY MR. ODIM:</p> <p>9 Q. Were you – did you have a particular</p> <p>10 title that accompanied the assignment of you to the</p> <p>11 double murder?</p> <p>12 MS. BITOY: Objection to form. You can answer</p> <p>13 to the extent that you understand the question.</p> <p>14 THE WITNESS: I was a detective.</p> <p>15 BY MR. ODIM:</p> <p>16 Q. When did you become a detective with the</p> <p>17 Chicago Police Department?</p> <p>18 A. On advice of counsel I respectfully plead</p> <p>19 the fifth.</p> <p>20 Q. Okay. At the time of your investigation</p> <p>21 of the double murders did you have a partner?</p> <p>22 A. Upon advice of counsel I respectfully</p> <p>23 plead the fifth.</p> <p>24 Q. Prior to your being appointed to</p>	<p style="text-align: right;">Page 56</p> <p>1 A. Detective in Area 3.</p> <p>2 Q. Do you know who Henry Leja is?</p> <p>3 A. He was a detective in Area 3.</p> <p>4 Q. Do you know who Jerome Rusnak is?</p> <p>5 A. He was a detective in Area 3.</p> <p>6 Q. Did you say Area 2?</p> <p>7 A. 3.</p> <p>8 Q. 3?</p> <p>9 A. Yes.</p> <p>10 Q. Do you know who Victor Breska is?</p> <p>11 A. He was a detective in Area 3.</p> <p>12 Q. Do you know who John McCann is?</p> <p>13 A. He was a detective in Area 3.</p> <p>14 Q. Do you know who Phillip Collins is?</p> <p>15 A. He was a detective in Area 3.</p> <p>16 Q. Do you know who John O'Mara is?</p> <p>17 A. He was a detective in Area 3.</p> <p>18 Q. And again, do you know who Jon Burge is?</p> <p>19 A. Upon advice of counsel I respectfully</p> <p>20 plead the fifth.</p> <p>21 Q. I didn't hear that full answer.</p> <p>22 A. Upon advice of counsel I respectfully</p> <p>23 plead the fifth.</p> <p>24 Q. Did you ever talk to Anthony Maslanka</p>
<p style="text-align: right;">Page 55</p> <p>1 investigate the double murder did you have a</p> <p>2 partner?</p> <p>3 A. On advice of counsel I respectfully plead</p> <p>4 the fifth.</p> <p>5 Q. After the completion of your investigation</p> <p>6 of the double murders did you have a partner?</p> <p>7 A. On advice of counsel I respectfully plead</p> <p>8 the fifth.</p> <p>9 Q. Do you know who William Moser is?</p> <p>10 MS. BITOY: As it relates to this investigation</p> <p>11 you can answer that question.</p> <p>12 THE WITNESS: He was a detective in Area 3.</p> <p>13 BY MR. ODIM:</p> <p>14 Q. My question is do you know who William</p> <p>15 Moser is? Not the addition that your counsel</p> <p>16 added. My question is do you know who William</p> <p>17 Moser is?</p> <p>18 A. William Moser was a detective in Area 3.</p> <p>19 Q. He is also a defendant in this lawsuit;</p> <p>20 right?</p> <p>21 A. I believe so, yes.</p> <p>22 Q. Do you know who John Byrne is, B-y-r-n-e?</p> <p>23 A. He was a sergeant in Area 3.</p> <p>24 Q. Do you know who Louis Caesar is?</p>	<p style="text-align: right;">Page 57</p> <p>1 about the investigation of the double murders?</p> <p>2 A. During the investigation?</p> <p>3 Q. At any time.</p> <p>4 A. I believe during the investigation I must</p> <p>5 have talked to him, yes. I don't recall when or</p> <p>6 what I said.</p> <p>7 Q. Did you talk to Anthony Maslanka after the</p> <p>8 investigation about the double murders that you</p> <p>9 investigated?</p> <p>10 A. After – I don't understand after the</p> <p>11 investigation. Like when?</p> <p>12 Q. When was the last time you talked to</p> <p>13 Anthony Maslanka?</p> <p>14 A. I call him occasionally.</p> <p>15 Q. After you completed the investigation of</p> <p>16 the double murders; correct?</p> <p>17 A. After I completed the investigation of the</p> <p>18 double murders did I ever talk to him?</p> <p>19 Q. About the double murders.</p> <p>20 A. I don't recall if I did.</p> <p>21 Q. Have you ever talked to William Moser</p> <p>22 about the double murders?</p> <p>23 A. I don't recall.</p> <p>24 Q. Have you ever talked to John Byrne about</p>

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<p style="text-align: right;">Page 58</p> <p>1 the double murders?</p> <p>2 A. I don't recall.</p> <p>3 Q. Have you ever talked to Louis Caesar about</p> <p>4 the double murders?</p> <p>5 A. I don't recall.</p> <p>6 Q. Have you ever talked to Henry Leja about</p> <p>7 the double murders?</p> <p>8 A. I don't recall.</p> <p>9 Q. Have you ever talked to Jerome Rusnak</p> <p>10 about the double murders?</p> <p>11 A. I don't recall.</p> <p>12 Q. Have you ever spoke to Victor Breska about</p> <p>13 the double murders?</p> <p>14 A. I don't recall.</p> <p>15 Q. Have you ever spoken to John McCann about</p> <p>16 the double murders?</p> <p>17 A. I don't recall.</p> <p>18 Q. Have you ever spoken to Phillip Collins</p> <p>19 about the double murders?</p> <p>20 A. I don't recall.</p> <p>21 Q. Have you ever spoken to John O'Mara about</p> <p>22 the double murders?</p> <p>23 A. I don't recall.</p> <p>24 Q. Have you ever spoken to Jon Burge about</p>	<p style="text-align: right;">Page 60</p> <p>1 all – they were all defendants in this case. Do</p> <p>2 you understand that?</p> <p>3 A. Yes.</p> <p>4 Q. Okay. Let me ask you about Louis Caesar.</p> <p>5 Are you aware that he did not invoke the fifth</p> <p>6 amendment right during his deposition in this case?</p> <p>7 MS. BITOY: Objection, form, foundation.</p> <p>8 THE WITNESS: Upon advice of counsel I</p> <p>9 respectfully plead the fifth.</p> <p>10 BY MR. ODIM:</p> <p>11 Q. Are you aware that during his deposition</p> <p>12 Louis Caesar did not invoke his fifth amendment</p> <p>13 right when he was asked if he would tell the truth?</p> <p>14 MS. BITOY: Objection, form, foundation. Just</p> <p>15 say that you're unaware if –</p> <p>16 THE WITNESS: I was unaware of it.</p> <p>17 MR. ODIM: Are you testifying for him,</p> <p>18 Jennifer?</p> <p>19 MS. BITOY: No. No. I was just stating that</p> <p>20 he can answer the question. To the extent that you</p> <p>21 are aware or aren't aware you can answer, sir.</p> <p>22 THE WITNESS: Not aware of it.</p> <p>23 BY MR. ODIM:</p> <p>24 Q. Were you aware that Louis Caesar did not</p>
<p style="text-align: right;">Page 59</p> <p>1 the double murders?</p> <p>2 A. I don't recall.</p> <p>3 Q. Is there anything that would assist you in</p> <p>4 recalling whether you ever spoke to Jon Burge about</p> <p>5 the double murders?</p> <p>6 A. After reviewing all of my reports I have</p> <p>7 no recollection of this case or who I would talk</p> <p>8 to.</p> <p>9 MR. ODIM: Let's take a ten-minute break. Is</p> <p>10 that okay?</p> <p>11 MS. BITOY: Yeah, that's fine.</p> <p>12 MR. ODIM: So it's now 11:07. How about a</p> <p>13 little more ten? Come back at 11:20?</p> <p>14 MS. BITOY: Okay. That's fine.</p> <p>15 MR. ODIM: Okay. Thanks.</p> <p>16 THE VIDEOGRAPHER: Going off the record. The</p> <p>17 time is 16:07 UTC.</p> <p>18 (Break taken.)</p> <p>19 THE VIDEOGRAPHER: We are back on the record.</p> <p>20 The time is 16:21 UTC. You may proceed.</p> <p>21 BY MR. ODIM:</p> <p>22 Q. Mr. Paladino, I had asked you just before</p> <p>23 we took a break whether you had spoken to</p> <p>24 detectives who you identified as knowing. They</p>	<p style="text-align: right;">Page 61</p> <p>1 invoke a fifth amendment right when he was asked</p> <p>2 about torture allegations at the CPD?</p> <p>3 MS. BITOY: Objection, form, foundation. You</p> <p>4 may answer to the extent you know.</p> <p>5 THE WITNESS: I was never aware of anything he</p> <p>6 said.</p> <p>7 BY MR. ODIM:</p> <p>8 Q. You have been looking intermittently at a</p> <p>9 document in front of you. Is that the</p> <p>10 supplementary report of January 2nd, 1990?</p> <p>11 A. I have that, but I wasn't looking at that.</p> <p>12 Q. Okay. Well, would you take that out and</p> <p>13 look at it now?</p> <p>14 MR. ODIM: And we'll mark this –</p> <p>15 MS. BITOY: -- as Exhibit 1, Carlton?</p> <p>16 MR. ODIM: Yeah, we'll mark that as Exhibit 1.</p> <p>17 THE WITNESS: Okay.</p> <p>18 (Exhibit No. 1 marked.)</p> <p>19 BY MR. ODIM:</p> <p>20 Q. Okay. Are you familiar with Exhibit 1?</p> <p>21 A. I have read it.</p> <p>22 Q. Are you familiar with it?</p> <p>23 A. No.</p> <p>24 Q. Okay. Why are you not familiar with it?</p>

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<p style="text-align: right;">Page 62</p> <p>1 A. Because I have read the report and I have</p> <p>2 no recollection of the case at all.</p> <p>3 Q. At the bottom of the first page of Exhibit</p> <p>4 1 your name appears in typeface as Detective John</p> <p>5 Paladino, No. 9938. Is that a reference to you?</p> <p>6 A. Yes.</p> <p>7 Q. And in the personnel assigned section your</p> <p>8 name also appears in typeface as J Paladino</p> <p>9 No. 9938. That also refers to you; right?</p> <p>10 A. Correct.</p> <p>11 Q. Okay. Now when you say that you have no</p> <p>12 memory of this incident, are you saying that after</p> <p>13 reading this Exhibit 1 you have no memory at all of</p> <p>14 the investigation that you conducted with Detective</p> <p>15 Maslanka, Collins and Ptak?</p> <p>16 A. After reading the report I have no</p> <p>17 independent recollection of what happened on</p> <p>18 December of 19 –</p> <p>19 THE REPORTER: I'm sorry, I didn't hear the end</p> <p>20 of that – the date.</p> <p>21 THE WITNESS: I have no independent</p> <p>22 recollection after reading the report December</p> <p>23 1989.</p> <p>24</p>	<p style="text-align: right;">Page 64</p> <p>1 murder were you ever in an interview room with</p> <p>2 James Gibson, Detective Maslanka, Detective Collins</p> <p>3 and Detective Ptak all at the same time?</p> <p>4 A. I don't recall if I was. And I don't read</p> <p>5 that on any of the report.</p> <p>6 Q. After you went home on December 30th,</p> <p>7 1989, did you have any involvement with the</p> <p>8 investigation of the double murders?</p> <p>9 A. I don't recall.</p> <p>10 Q. Does that mean you may have or you don't</p> <p>11 recall?</p> <p>12 A. Will you repeat that question. I don't</p> <p>13 understand it.</p> <p>14 Q. You were on the night shift on December</p> <p>15 29th, 1989; right?</p> <p>16 A. Yes.</p> <p>17 Q. And you left work in the early morning of</p> <p>18 December 30th at approximately 1:00 a.m.; correct?</p> <p>19 A. Yes.</p> <p>20 Q. After 1:00 a.m. on December 30th, did you</p> <p>21 have any involvement with the investigation of the</p> <p>22 double murders?</p> <p>23 A. I don't recall any involvement. And I</p> <p>24 don't see anything in the report that state that I</p>
<p style="text-align: right;">Page 63</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Do you have any recollection of talking</p> <p>3 with Detective Maslanka prior to the preparation of</p> <p>4 Exhibit 1?</p> <p>5 A. I don't recall talking to him. And if I</p> <p>6 did I don't recall what I said.</p> <p>7 Q. Did you have any part in the preparation</p> <p>8 of Exhibit 1?</p> <p>9 A. It was authored by Detective Maslanka.</p> <p>10 Q. Did you have any part in the preparation</p> <p>11 of Exhibit 1?</p> <p>12 A. As far as what I did? I don't recall</p> <p>13 having any part of it.</p> <p>14 Q. During the investigation of the double</p> <p>15 murders were you ever alone in an interview room</p> <p>16 with James Gibson?</p> <p>17 A. I don't recall if I was. And I don't read</p> <p>18 it in the report that I was.</p> <p>19 Q. At any point during your investigation of</p> <p>20 the double murders were you alone in an interview</p> <p>21 room with Keith Johnson?</p> <p>22 A. I didn't read it in the report if I was</p> <p>23 and I don't recall if I ever was.</p> <p>24 Q. During your investigation of the double</p>	<p style="text-align: right;">Page 65</p> <p>1 had any involvement further.</p> <p>2 Q. During your employment at the Chicago</p> <p>3 Police Department you heard – did you not hear of</p> <p>4 allegations of torture?</p> <p>5 MS. BITOY: Objection. I'm sorry, Carton, I</p> <p>6 thought you were done.</p> <p>7 BY MR. ODIM:</p> <p>8 Q. Yeah, did you not hear of allegations of</p> <p>9 torture of suspects by Chicago police officers in</p> <p>10 Area 2?</p> <p>11 MS. BITOY: Objection, form, foundation.</p> <p>12 THE WITNESS: On advice of counsel I</p> <p>13 respectfully plead the fifth.</p> <p>14 BY MR. ODIM:</p> <p>15 Q. During your employment at the Chicago</p> <p>16 Police Department did you hear of allegations of</p> <p>17 torture by Chicago police officers of suspects in</p> <p>18 Area 3?</p> <p>19 A. Upon advice of counsel I respectfully</p> <p>20 plead the fifth.</p> <p>21 Q. Are you aware that the state</p> <p>22 legislature – Illinois state legislature created</p> <p>23 an Illinois torture inquiry and relief commission</p> <p>24 to investigate claims of torture and abuse by</p>

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<p style="text-align: right;">Page 66</p> <p>1 former Chicago police commander Jon Burge and</p> <p>2 officers under his supervision?</p> <p>3 A. On advice of counsel I respectfully plead</p> <p>4 the fifth.</p> <p>5 Q. Are you aware that in April 2016 the</p> <p>6 police accountability task force made</p> <p>7 recommendations for – (technical issues)</p> <p>8 (The following is transcribed</p> <p>9 from the audio record only.)</p> <p>10 – reform in order to facilitate the restoration of</p> <p>11 trust between the Chicago police and the community</p> <p>12 they serve?</p> <p>13 A. On advice of counsel I respectfully plead</p> <p>14 the fifth.</p> <p>15 THE VIDEOGRAPHER: I am sorry to interrupt. We</p> <p>16 have lost our court reporter. We are going off the</p> <p>17 record. The time is 16:31 UTC.</p> <p>18 (The following is recorded</p> <p>19 and transcribed by stenographic</p> <p>20 means.)</p> <p>21 MR. ODIM: The same stipulation as we had prior</p> <p>22 will govern any lapse.</p> <p>23 THE VIDEOGRAPHER: We are back on the record.</p> <p>24 The time is 16:32 UTC. Please proceed.</p>	<p style="text-align: right;">Page 68</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Are you aware that in 2010 Jon Burge was</p> <p>3 convicted of charges of perjury and obstruction of</p> <p>4 justice for falsely denying that he and detectives</p> <p>5 under his command had engaged in torture and abuse</p> <p>6 and denying that he was aware of this torture and</p> <p>7 physical abuse of suspects?</p> <p>8 A. On advice of counsel I respectfully plead</p> <p>9 the fifth.</p> <p>10 Q. Are you aware that in 2015 the Chicago</p> <p>11 city council recognized that the torture of African</p> <p>12 American suspects by Burge and officers working</p> <p>13 under his command was an exceedingly sad and</p> <p>14 painful chapter in Chicago's history?</p> <p>15 And the council formally</p> <p>16 expressed its profound regret for any and all</p> <p>17 shameful treatment of citizens of Chicago that</p> <p>18 occurred?</p> <p>19 A. Upon advice of counsel I respectfully</p> <p>20 plead the fifth.</p> <p>21 Q. Are you willing to truthfully testify</p> <p>22 today whether you've invoked the fifth amendment in</p> <p>23 any – in relation to any allegation of torture or</p> <p>24 physical abuse that has been made against you as a</p>
<p style="text-align: right;">Page 67</p> <p>1 MR. ODIM: So we – the parties agree, am I</p> <p>2 correct, Jennifer and Terrence, that the prior</p> <p>3 stipulation regarding the lapsed involvement of the</p> <p>4 court reporter will cover the most recent lapse?</p> <p>5 MS. BITOY: Yes, we stipulate to that.</p> <p>6 MR. ODIM: Okay. Thank you.</p> <p>7 BY MR. ODIM:</p> <p>8 Q. Are you aware, Mr. Paladino, that the</p> <p>9 police accountability task force report stated that</p> <p>10 from – quote, from 1972 to 1991 CPD detective and</p> <p>11 commander Jon Burge and others he supervised</p> <p>12 tortured and abused at least a hundred African</p> <p>13 Americans on the south and west sides in attempts</p> <p>14 to coerce confessions?</p> <p>15 A. On advice of counsel I respectfully plead</p> <p>16 the fifth.</p> <p>17 Q. Are you willing to give truthful testimony</p> <p>18 today about whether you participated with Jon Burge</p> <p>19 and others in the torture of African Americans on</p> <p>20 the south and west sides in attempts to coerce</p> <p>21 confessions?</p> <p>22 MS. BITOY: Objection, form, foundation.</p> <p>23 THE WITNESS: Upon advice of counsel I</p> <p>24 respectfully plead the fifth.</p>	<p style="text-align: right;">Page 69</p> <p>1 Chicago police officer?</p> <p>2 A. On advice of counsel I respectfully plead</p> <p>3 the fifth.</p> <p>4 Q. Has a suspect ever sued you for violation</p> <p>5 of his or her constitutional rights as a result of</p> <p>6 allegations of physical abuse?</p> <p>7 A. On advice of counsel I respectfully plead</p> <p>8 the fifth.</p> <p>9 Q. Mr. Paladino, have you ever physically</p> <p>10 abused a suspect?</p> <p>11 A. On advice of counsel I respectfully plead</p> <p>12 the fifth.</p> <p>13 Q. Mr. Paladino, are you willing to</p> <p>14 truthfully testify whether you have ever tortured a</p> <p>15 suspect?</p> <p>16 MS. BITOY: I am just going to object to</p> <p>17 foundation.</p> <p>18 THE WITNESS: On advice of counsel I</p> <p>19 respectfully plead the fifth.</p> <p>20 BY MR. ODIM:</p> <p>21 Q. Mr. Paladino, are you willing to</p> <p>22 truthfully testify whether you have ever</p> <p>23 administered electric shocks to the groin of a</p> <p>24 suspect?</p>

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<p style="text-align: right;">Page 70</p> <p>1 MS. BITOY: Objection, foundation.</p> <p>2 THE WITNESS: On advice of counsel I</p> <p>3 respectfully plead the fifth.</p> <p>4 BY MR. ODIM:</p> <p>5 Q. Mr. Paladino, are you willing to</p> <p>6 truthfully testify today whether or not you have</p> <p>7 ever pointed your service revolver at the head of a</p> <p>8 suspect?</p> <p>9 MS. BITOY: Objection, form, foundation.</p> <p>10 THE WITNESS: On advice of counsel I</p> <p>11 respectfully plead the fifth.</p> <p>12 MR. ODIM: You know, we may be through. But</p> <p>13 having said that that's famous last words. Give me</p> <p>14 five minutes.</p> <p>15 MR. BITOY: Okay.</p> <p>16 MR. ODIM: And then we will come back on and</p> <p>17 see if we can wind it up.</p> <p>18 MS. BITOY: Okay.</p> <p>19 THE VIDEOGRAPHER: Going off the record. The</p> <p>20 time is 16:37 UTC.</p> <p>21 (Break taken.)</p> <p>22 THE VIDEOGRAPHER: We are back on the record.</p> <p>23 The time is 16:47 UTC. You may proceed.</p> <p>24</p>	<p style="text-align: right;">Page 72</p> <p>1 THE WITNESS: Upon advice of counsel I</p> <p>2 respectfully plead the fifth.</p> <p>3 BY MR. ODIM:</p> <p>4 Q. Did you pull an earring out of Michael</p> <p>5 Saunders' ear tearing his ear lobe?</p> <p>6 MS. BITOY: I am just going to object to asked</p> <p>7 and answered and form and foundation.</p> <p>8 THE WITNESS: Upon advice of counsel I</p> <p>9 respectfully plead the fifth.</p> <p>10 BY MR. ODIM:</p> <p>11 Q. Did you slap Michael Saunders and say to</p> <p>12 him that if he didn't confess he would be taken to</p> <p>13 the railroad tracks and shot?</p> <p>14 MS. BITOY: Objection, form, foundation.</p> <p>15 THE WITNESS: On advice of counsel I</p> <p>16 respectfully plead the fifth.</p> <p>17 BY MR. ODIM:</p> <p>18 Q. I also asked you earlier about Marcus</p> <p>19 Wiggins. At the time you questioned Marcus Wiggins</p> <p>20 you knew Marcus Wiggins was a minor.</p> <p>21 MS. BITOY: Objection. Sorry. Objection,</p> <p>22 form, foundation.</p> <p>23 THE WITNESS: On advice of counsel I</p> <p>24 respectfully plead the fifth.</p>
<p style="text-align: right;">Page 71</p> <p>1 BY MR. ODIM:</p> <p>2 Q. Mr. Paladino, I asked you a question</p> <p>3 earlier during this deposition about a Michael</p> <p>4 Saunders.</p> <p>5 (The following is transcribed</p> <p>6 from the audio recording only.)</p> <p>7 THE VIDEOGRAPHER: Sorry to interrupt. We lost</p> <p>8 our court reporter. We are going off the record.</p> <p>9 The time is 16:47 UTC.</p> <p>10 (Break taken.)</p> <p>11 (The following is recorded</p> <p>12 and transcribed by stenographic</p> <p>13 means.)</p> <p>14 THE VIDEOGRAPHER: We are going back on the</p> <p>15 record. The time is 16:49 UTC.</p> <p>16 BY MR. ODIM:</p> <p>17 Q. Mr. Paladino, I asked you a question</p> <p>18 earlier during this deposition about a Michael</p> <p>19 Saunders. I want to ask you a few follow-ups</p> <p>20 related to Michael Saunders.</p> <p>21 At the time you interacted with</p> <p>22 Michael Saunders you knew he was a minor did you</p> <p>23 not?</p> <p>24 MS. BITOY: Objection, form, foundation.</p>	<p style="text-align: right;">Page 73</p> <p>1 BY MR. ODIM:</p> <p>2 Q. You recall – do you recall that you were</p> <p>3 given a ten-day suspension after an OPS</p> <p>4 investigation in connection with allegations made</p> <p>5 against you by Jesse Clemon?</p> <p>6 MS. BITOY: Objection, form, foundation.</p> <p>7 THE WITNESS: On advice of counsel I</p> <p>8 respectfully plead the fifth.</p> <p>9 BY MR. ODIM:</p> <p>10 Q. So you cannot give truthful testimony</p> <p>11 about a ten-day suspension that you may have</p> <p>12 received from OPS?</p> <p>13 MS. BITOY: Objection, foundation.</p> <p>14 THE WITNESS: On advice of counsel I</p> <p>15 respectfully plead the fifth.</p> <p>16 BY MR. ODIM:</p> <p>17 Q. Mr. Paladino, have you ever been – have</p> <p>18 you ever settled a lawsuit filed against you for</p> <p>19 breach of – I mean, for violation of</p> <p>20 constitutional rights of a suspect?</p> <p>21 A. On advice of counsel I respectfully plead</p> <p>22 the fifth.</p> <p>23 Q. Can you give truthful testimony today</p> <p>24 about whether or not you participated in a</p>

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<p style="text-align: right;">Page 74</p> <p>1 settlement filed against you – (technical issues)</p> <p>2 (The following is transcribed</p> <p>3 from the audio record only.)</p> <p>4 – by Marcus Wiggins for \$95,000?</p> <p>5 MS. BITOY: Objection, form, foundation.</p> <p>6 THE WITNESS: On advice of counsel I</p> <p>7 respectfully plead the fifth.</p> <p>8 THE VIDEOGRAPHER: I am sorry to interject</p> <p>9 again. The court reporter is lost. Going off the</p> <p>10 record. The time is 16:52 UTC.</p> <p>11 (Break taken.)</p> <p>12 (The following is recorded</p> <p>13 and transcribed by stenographic</p> <p>14 means.)</p> <p>15 THE VIDEOGRAPHER: We are back on the record.</p> <p>16 The time is 17:04 UTC. Please proceed.</p> <p>17 MR. ODIM: Again, we had a technical issue with</p> <p>18 the reporter. I think the parties all agree that</p> <p>19 the same stipulation that was earlier entered into</p> <p>20 will apply to the court reporter's lapse. Am I</p> <p>21 correct?</p> <p>22 MS. BITOY: Yes.</p> <p>23 MR. ODIM: Thank you.</p> <p>24 With that I have no further</p>	<p style="text-align: right;">Page 76</p> <p>1 IN THE UNITED STATES DISTRICT COURT</p> <p>2 NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION</p> <p>3 JAMES GIBSON, )</p> <p>4 Plaintiff, )</p> <p>5 vs. ) No. 19-cv-4152</p> <p>6 CITY OF CHICAGO, a )</p> <p>7 municipal corporation, et )</p> <p>8 al., )</p> <p>9 Defendants. )</p> <p>10 I, JOHN PALADINO, have read the foregoing</p> <p>11 transcript of my deposition taken on the 16th day</p> <p>12 of June, 2022, consisting of pages 1 to 75, both</p> <p>13 inclusive, and the foregoing is a true, correct and</p> <p>14 complete transcript of my testimony so given at the</p> <p>15 time and place aforesaid, and I again subscribe and</p> <p>16 make oath to the same.</p> <p>17 Please check one:</p> <p>18 I have submitted errata sheets.</p> <p>19 No corrections were noted.</p> <p>20 JOHN PALADINO</p> <p>21 SUBSCRIBED AND SWORN TO</p> <p>22 before me this day of</p> <p>23 , 2022.</p> <p>24 Notary Public</p>
<p style="text-align: right;">Page 75</p> <p>1 questions.</p> <p>2 MS. BITOY: I have no questions for you.</p> <p>3 MR. BURNS: I have no questions either. Burns</p> <p>4 talking. Thank you.</p> <p>5 MR. ODIM: Thank you all.</p> <p>6 MS. BITOY: Are we're are going to reserve</p> <p>7 signature with all the technological issues. We</p> <p>8 will review.</p> <p>9 THE VIDEOGRAPHER: This will conclude today's</p> <p>10 deposition. The time is 17:05 UTC. We are off the</p> <p>11 record.</p> <p>12 (WITNESS EXCUSED)</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>	<p style="text-align: right;">Page 77</p> <p>1</p> <p>2 CERTIFICATE</p> <p>3 OF</p> <p>4 CERTIFIED SHORTHAND REPORTER</p> <p>5</p> <p>6 I, PATRICIA A. DUSING, a certified</p> <p>7 shorthand reporter within and for the State of</p> <p>8 Illinois, do hereby certify that heretofore,</p> <p>9 to-wit, on the 16th day of June, 2022, remotely</p> <p>10 appeared before me JOHN PALADINO, a witness called</p> <p>11 by the plaintiff in a certain cause now pending and</p> <p>12 undetermined in the United States District Court</p> <p>13 for the Northern District of Illinois, Eastern</p> <p>14 Division.</p> <p>15 I further certify that the said</p> <p>16 witness, JOHN PALADINO, was by me first duly sworn</p> <p>17 to testify the truth, the whole truth and nothing</p> <p>18 but the truth in the cause aforesaid; that the</p> <p>19 testimony then given by him was by me reduced to</p> <p>20 writing, by means of shorthand, in the presence of</p> <p>21 said witness and afterwards transcribed upon a</p> <p>22 computer, and the foregoing is a true and correct</p> <p>23 transcript of the testimony so given by him as</p> <p>24 aforesaid.</p>

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1 I further certify that the reading and  
2 signing of said deposition was reserved.  
3 I further certify that I am not  
4 counsel for nor in any way related to any of the  
5 parties to this suit, nor am I in any way  
6 interested in the outcome thereof.  
7 In testimony whereof I have hereunto  
8 set my hand this 5th day of July, 2022.

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PATRICIA A. DUSING, CSR

12 License No. 084-004071

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1 Errata Sheet

2

3 NAME OF CASE: GIBSON vs CITY OF CHICAGO, ET AL.

4 DATE OF DEPOSITION: 06/16/2022

5 NAME OF WITNESS: JOHN PALADINO

6 Reason Codes:

7 1. To clarify the record.

8 2. To conform to the facts.

9 3. To correct transcription errors.

10 Page \_\_\_\_ Line \_\_\_\_ Reason \_\_\_\_

11 From \_\_\_\_ to \_\_\_\_

12 Page \_\_\_\_ Line \_\_\_\_ Reason \_\_\_\_

13 From \_\_\_\_ to \_\_\_\_

14 Page \_\_\_\_ Line \_\_\_\_ Reason \_\_\_\_

15 From \_\_\_\_ to \_\_\_\_

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21 From \_\_\_\_ to \_\_\_\_

22 Page \_\_\_\_ Line \_\_\_\_ Reason \_\_\_\_

23 From \_\_\_\_ to \_\_\_\_

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